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**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES (Small Entity)**

Docket No.
Neogen 4.1-32

In Re Application Of: **Joseph L. DiCesare and John T. McCaffrey**

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
09/887,703	03/29/01	Jeffrey R. Snay	21036	1743	3422

Invention: **POLYMERIC MEDIUM FOR THE RETENTION OF REAGENT SPECIES FOR USE IN A HAND-HELD DEVICE FOR THE RELATIVELY RAPID DETECTION OF THE PRESENCE OF AN ANALYTE OF INTEREST IN A SAMPLE**

COMMISSIONER FOR PATENTS:

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated **07/14/2005** finally rejecting Claim(s) **1-3,6,7,10 and 12-14**

Applicant is a small entity under 37 CFR 1.9 and 1.27.

☒ Applicant claims small entity status. See 37 CFR 1.27

The fee for this Notice of Appeal is: **\$250.00**


☒ A check in the amount of the fee is enclosed.

☐ The Director has already been authorized to charge fees in this application to a Deposit Account.

☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. **13-0610**

☐ Payment by credit card. Form PTO-2038 is attached.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.


Signature

Dated: **October 14, 2005**

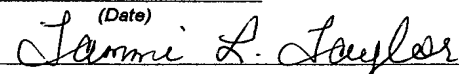
**Ian C. McLeod
Registration No. 20,931
McLeod & Moyne, P.C.
2190 Commons Parkway
Okemos, Michigan 48864
(517) 347-4100**

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CC:

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on	
10/14/05	(Date)
	
Signature of Person Mailing Correspondence	
Tammi L. Taylor	
Typed or Printed Name of Person Mailing Correspondence	